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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: ASBESTOS PRODUCTS
LIABILITY LITIGATION (No. IV)

JESSE RALPH CARTER

v.

CSX TRANSPORTATION, INC., et al.

Consolidated Under
MDL DOCKET NO. 875

E.D. PA Civil Action No.
09-cv-74410

Transferor Court:
S. D. GA
92-00044

ORDER

AND NOW, this 11th day of April, 2012,

upon consideration of the pleadings and the record herein, and after review of the Report and Recommendation of M. Faith Angell, United States Magistrate Judge, it is hereby **ORDERED** that:

1. The Report and Recommendation is **APPROVED AND ADOPTED**.¹
2. Defendant CSX Transportation's Motion to Exclude the Testimony of Dr. Herman Levy and for Summary Judgment for Lack of Competent Evidence of Injury and Causation [Docket #12] is **GRANTED**.

BY THE COURT:


EDUARDO C. ROBRENO, J.

¹ No objections have been filed.